



Office of the Chief Electoral Officer, Karnataka
Nirvachana Nilaya, Sheshadri Road,
Bengaluru-560 001.

NO: DPAR/

Dated: 09.11.2021

PRESS NOTE

The Election Commission of India has vide its Press Note No. ECI/PN/93/2021 dated: 09th November, 2021 announced the schedule for Biennial Election to the Karnataka Legislative Council from 20 Local Authorities' Constituencies for 25 seats due to retirement of sitting members on 05.01.2022.

1. The term of office of the 25 sitting members of Karnataka Legislative Council from 20 Local Authorities' Constituencies is going to expire on 05.01.2022 as per details given below:

KARNATAKA

Sl. No.	Name of Local Authorities Constituencies	No. of seat(s)	Name of member	Date Retirement
1	Bidar	01	Vijay Singh	05.01.2022
2	Gulbarga	01	Patil	
3	Bijapur	02	S.R. Patil	
			Sunilgouda Patil	
4	Belgaum	02	Kavatagimath Mahantesh Mallikarjun	
			Vivekrao Vasantao Patil	
5	Uttara Kannada	01	Ghotnekar Shrikant Laxman	
6	Dharwad	02	Pradeep Shettar	
			Mane Shrinivas	
7	Raichur	01	Basavaraj Patil Itagi	
8	Bellary	01	K.C. Kondaiah	
9	Chitradurga	01	G. Raghuachar	
10	Shimoga	01	R. Prasanna Kumar	
11	Dakshina Kannada	02	K. Prathapchandra Shetty	
			Kota Srinivasa Poojary	
12	Chikmagalur	01	Pranesh M.K	
13	Hassan	01	M.A. Gopaldaswamy	
14	Tumkur	01	Kanthraj (BML)	
15	Mandya	01	N. Appajigowda	
16	Bangalore	01	M. Narayanaswamy	
17	Bangalore Rural	01	S. Ravi	

18	Kolar	01	C.R. Manohar
19	Kodagu	01	Sunil Subramani M.P.
20	Mysore	02	R. Dharmasena
			S. Nagaraju (Sandesh Nagaraju)

The district covered (extent of Constituency) under these constituencies are given in **Annexure -1**

2. Now, the Commission has decided to hold biennial election to Karnataka Legislative Council from above mentioned 20 Local Authorities' Constituencies in accordance with the following programme:-

Sl. No.	EVENTS	Dates
1	Issue of Notifications	16 th November, 2021 (Tuesday)
2	Last date of making nominations	23 rd November, 2021 (Tuesday)
3	Scrutiny of nominations	24 th November, 2021 (Wednesday)
4	Last date for withdrawal of candidatures	26 th November, 2021 (Friday)
5	Date of Poll	10 th December, 2021 (Friday)
6	Hours of Poll	08:00 am to 04:00 pm
7	Counting of Votes	14 th December, 2021 (Tuesday)
8	Date before which election shall be completed	16 th December, 2021 (Thursday)

3. Broad Guidelines of Covid-19 as already issued by ECI as well as the recent guidelines issued by ECI as contained in Para 06 of Press Note dated 28.09.2021 available at link <https://eci.gov.in/candidate-political-parties/instructions-on-covid-19/> to be followed, to wherever applicable, during entire election process for all persons. **(Annexure-2)**
4. The Model Code of Conduct concerning the said election will come into force with immediate effect in the concerned Constituency. Please see the details in Commission's website under <https://eci.gov.in/files/file/4070-biennial-bye-elections-to-the-legislative-councils-from-council-constituencies-by-graduates%20%99-andteachers%20%99-and-local-authorities%20%99-constituencies-%E2%80%93-mcc-instructions-%E2%80%93-regarding/> **(Annexure-3)**
5. The Election Commission of India has been directed to the Chief Secretary, Karnataka to depute a senior office, State to ensure that the extant instructions regarding COVID-19 containment measures are complied with while making arrangements for conducting the election.

(Manoj Kumar Meena)

Chief Electoral Officer and
Ex-officio Secretary to govt.
DPAR (Elections)

ANNEXURE - 1

Local Authorities Constituencies

Sl. No.	Name of Constituency	Extent of Constituency	Number of Seats
1.	Bidar Local Authorities	Bidar district	1
2.	Gulbarga Local Authorities	Gulbarga and Yadgir districts	1
3.	Bijapur Local Authorities	Bijapur and Balgaalkot districts	2
4.	Belgaum Local Authorities	Belgaum districts	2
5.	Uttara Kannada Local Authorities	Uttara Kannada districts	1
6.	Dharwad Local Authorities	Dharwad, Haveri and Gadag districts	2
7.	Raichur Local Authorities	Raichur and Koppal districts	1
8.	Bellary Local Authorities	Bellary and Vijayanagara districts	1
9.	Chitradurga Local Authorities	Chitradurga district and Davanagere district excluding Channagiri, and Honnali taluks	1
10.	Shimoga Local Authorities	Shimoga district and Channagiri and Honnali taluks of Davanagere district	1
11.	Dakshina Kannada Local Authorities	Dakshina Kannada and Udupi districts	2
12.	Chikmagalur Local Authorities	Chikmagalur district	1
13.	Hassan Local Authorities	Hassan district	1
14.	Tumkur Local Authorities	Tumkur district	1
15.	Mandya Local Authorities	Mandya district	1
16.	Bangalore Local Authorities	Bangalore district	1
17.	Bangalore Local Authorities	Bangalore Rural and Ramanagara districts	1
18.	Kolar Local Authorities	Kolar and Chikbalapur districts	1
19.	Kodagu Local Authorities	Kodagu district	1
20.	Mysore Local Authorities	Mysore and Chamarajanagar district	2

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110001

No. ECI/PN/83/2021

Dated:28th September, 2021**PRESS NOTE****Subject: Schedule for Bye-elections in Parliamentary/ Assembly Constituencies of various States – reg.**

The Commission has reviewed the situations related to pandemic, flood, festivals, cold conditions in certain regions, feedback from concerned States/UT and taken into consideration all facts and circumstances and it has decided to hold bye-elections to fill vacancies in three (3) Parliamentary Constituencies of UT of Dadra & Nagar Haveli and Daman & Diu, Madhya Pradesh and Himachal Pradesh and thirty (30) vacancies in Assembly Constituencies of various States as per details given below:

Sl. No.	State/UT	Parliamentary Constituency No. & Name
1.	UT of Dadra & Nagar Haveli and Daman & Diu	Dadra & Nagar Haveli
2.	Madhya Pradesh	28-Khandwa
3.	Himachal Pradesh	2-Mandi

Sl. No.	State	Constituency No. & Name
1.	Andhra Pradesh	124-Badvel (SC)
2.	Assam	28-Gossaigaon
3.	Assam	41-Bhabanipur
4.	Assam	58-Tamulpur
5.	Assam	101-Mariani
6.	Assam	107-Thowra
7.	Bihar	78-Kusheshwar Asthan (SC)
8.	Bihar	164-Tarapur
9.	Haryana	46-Ellenabad
10.	Himachal Pradesh	08-Fatehpur
11.	Himachal Pradesh	50-Arki

12.	Himachal Pradesh	65-Jubbal- Kotkhai
13.	Karnataka	33-Sindgi
14.	Karnataka	82-Hangal
15.	Madhya Pradesh	45-Prithvipur
16.	Madhya Pradesh	62-Raigaon (SC)
17.	Madhya Pradesh	192-Jobat (ST)
18.	Maharashtra	90-Deglur (SC)
19.	Meghalaya	13-Mawryngkneng (ST)
20.	Meghalaya	24-Mawphlang (ST)
21.	Meghalaya	47-Rajabala
22.	Mizoram	4-Tuirial (ST)
23.	Nagaland	58-Shamtorr-Chessore (ST)
24.	Rajasthan	155-Vallabhnagar
25.	Rajasthan	157-Dhariawad (ST)
26.	Telangana	31-Huzurabad
27.	West Bengal	7-Dinhata
28.	West Bengal	86-Santipur
29.	West Bengal	109-Khardaha
30.	West Bengal	127-Gosaba(SC)

The Commission has decided to hold these bye-elections to fill vacancies and has fixed the dates of poll events as per provisions under Section 30 and date of withdrawal under Section 30(c) of the Representation of the People Act, 1951. The schedule of bye election is as follows:

Schedule 1: For Assembly Constituency of Andhra Pradesh, Haryana, Himachal Pradesh, Karnataka, Madhya Pradesh, Maharashtra, Meghalaya, Mizoram, Nagaland, Rajasthan, Telangana and Parliamentary Constituency of UT of Dadra & Nagar Haveli and Daman & Diu, Himachal Pradesh, Madhya Pradesh.

Poll Events	Schedule 1
Date of Issue of Gazette Notification	01.10.2021 (Friday)
Last Date of Nominations	08.10.2021 (Friday)

Date for Scrutiny of Nominations	11.10.2021 (Monday)
Last Date for Withdrawal of candidatures	13.10.2021 (Wednesday)
Date of Poll	30.10.2021 (Saturday)
Date of Counting	02.11.2021 (Tuesday)
Date before which election shall be completed	05.11.2021 (Friday)

Schedule 2: For Assembly Constituency of Assam, Bihar and West Bengal	
Poll Events	Schedule 2
Date of Issue of Gazette Notification	01.10.2021 (Friday)
Last Date of Nominations	08.10.2021 (Friday)
Date for Scrutiny of Nominations	11.10.2021 (Monday)
Last Date for Withdrawal of candidatures	16.10.2021 (Saturday)
Date of Poll	30.10.2021 (Saturday)
Date of Counting	02.11.2021 (Tuesday)
Date before which election shall be completed	05.11.2021 (Friday)

1. ELECTORAL ROLL

The published Electoral Rolls for the aforesaid Assembly Constituencies w.r.t 01.01.2021 will be used for these elections.

2. ELECTRONIC VOTING MACHINES (EVMs) and VVPATs

The Commission has decided to use EVMs and VVPATs in the bye-election in all the

polling stations. Adequate numbers of EVMs and VVPATs have been made available and all steps have been taken to ensure that the polls are conducted smoothly with the help of these machines.

3. IDENTIFICATION OF VOTERS

Electoral Photo Identity cards (EPIC) shall be the main document of identification of a voter. However, any of the below mentioned identification documents can also be shown at the polling station:

- i. Aadhar Card,
- ii. MNREGA Job Card,
- iii. Passbooks with photograph issued by Bank/Post Office,
- iv. Health Insurance Smart Card issued under the scheme of Ministry of Labour,
- v. Driving License,
- vi. PAN Card,
- vii. Smart Card issued by RGI under NPR,
- viii. Indian Passport,
- ix. Pension document with photograph,
- x. Service Identity Cards with photograph issued to employees by Central/State Govt./PSUs/Public Limited Companies, and
- xi. Official identity cards issued to MPs/MLAs/MLCs.

4. MODEL CODE OF CONDUCT

The Model code of conduct shall come into force with immediate effect in the district(s) in which the whole or any part of the Assembly constituency going for election is included, subject to partial modification as issued vide Commission's instruction No. 437/6/1NST/2016-CCS, dated 29th June, 2017 (available on the commission's website).

5. INFORMATION REGARDING CRIMINAL ANTECEDENTS

The Commission has prescribed timeline for publicity of criminal antecedents during the period starting from the day following the last date of withdrawal and upto 48 hours before ending with the hour fixed for conclusion of poll.

The consolidated instructions on this matter is available on the Commission's website under the following hyperlink <https://eci.gov.in/files/file/12265-broad-guidelines-of-election-commission-of-india-on-publicity-of-criminal-antecedents-by-political-parties-candidates/>

This is in furtherance of the judgment of the Hon'ble Supreme Court of India dated 13.02.2020 and 10.08.2021 in Contempt Petition (C) No. 656 of 2020 titled Brajesh Singh Vs. Sunil Arora & Ors., which has been circulated to political parties

vide Commission's letter dated 26.08.2021. In pursuance of the direction given under Para 73.v of the judgment, now, Format C-7 should be published by the political parties **within 48 hours of the selection of the candidate and not prior to two weeks before the first date of filing of nominations.**

The Commission has also prescribed following timeline for publicity of criminal antecedents during the period starting from the day following the last date of withdrawal and upto 48 hours before ending with the hour fixed for conclusion of poll.

The consolidated instructions on this matter is available on the Commission's website under the following hyperlink <https://eci.gov.in/files/file/12265-broad-guidelines-of-election-commission-of-india-on-publicity-of-criminal-antecedents-by-political-parties-candidates/>

6. BROAD GUIDELINES TO BE FOLLOWED DURING THE CONDUCT OF BYE-ELECTIONS /ADJOURNED POLL DURING the period of COVID-19

The Commission has issued broad guidelines on 21st August, 2020. Also, it has issued further guidelines on 09.10.2020, 09.04.2021,16.04.2021, 21.04.2021, 22.04.2021, 23.04.2021 and 28.04.2021 available on Commission's website eci.gov.in or link <https://eci.gov.in/candidate-political-parties/instructions-on-covid-19/>. Also, vide letter No.40-3/2020-DM-I(A) dated 28th August, 2021, instructions for implementation of targeted and prompt actions for COVID management has been extended by MHA up to 30th September, 2021. After taking inputs from the political parties/Chief Electoral Officers and keeping the extant instructions of MHA/MoHFW in view, the Commission has further strengthened these guidelines. Further, the Commission's all instructions relating to conduct of General Election in West Bengal during the COVID-19 period shall also be *mutatis mutandis* applicable for these bye-elections/adjourned poll.

All stake holders shall abide by these instructions. State Government concerned shall take all appropriate actions/measures in compliance to these instructions as follows.

1	Nomination	During Pre and post nomination procession, public meeting prohibited / Only three vehicles permitted within a periphery of 100 meters of RO's office. No procession for nomination shall be permitted.
2	Campaign period	

	(a) Meeting for	
	(i) Indoor	30% of allowed capacity or 200 persons, whichever is less. A register will be maintained to count the number of people attending the meeting.
	(ii) Outdoor	With 50% of capacity (as per Covid-19 guidelines) or 1000 in the case of Star Campaigners and 50% of the capacity or 500 in all other cases. In either case, the allowed number is whichever is less. The entire area will be cordoned off and will be guarded by the police. The count of people entering the ground will be monitored. Expenditure for the cordoning/barricading will be borne by the candidate/party. Only those grounds which are cordoned/barricaded completely will be used for rallies.
	(b) Star Campaigners	Number of Star Campaigners restricted to 20 for these bye-elections for National /State recognized parties and 10 for un-recognized registered parties in the wake of the Covid-19 pandemic.
	(c) Road show	No Roadshow shall be allowed and No Motor/Bike/Cycle rallies to be allowed
	(d) Street corner meeting	Maximum 50 persons shall be allowed (Subject to availability of space and compliance to COVID-19 guidelines.)
	(e) Door to door campaign	Door to door campaign with 5 persons including candidates/their representatives.
	(f) Campaign through video van	Not more than 50 audiences shall be allowed in one cluster point subject to availability of space and compliance to covid guidelines.
	(g) Use of vehicles for campaign	Total vehicles allowed for a candidate/political party (excluding Star Campaigner):- 20 Maximum no. of persons allowed per vehicle 50% of the capacity.
3	Silence period	The silence period is 72 hours before the end of poll.
4	Poll day activities	1. Maximum 2 vehicles with 3 persons each shall be allowed. Security as per the applicable extant guidelines.

		2. Poll day activity on polling station as per ECI guidelines.
5	Counting day	DEOs to take appropriate measures to prevent crowding. Social distancing and other COVID safety protocols to be strictly adhered to at all the times during counting.

7. All such activities will be strictly complied as per the Covid-19 guidelines issued by competent authorities. Social distancing and use of mask, sanitizers, thermal scanning, face shield, hand gloves, etc., as per COVID-19 protocol, have to be complied with. SDMA is responsible for all preventive and mitigation measures to ensure adherence to COVID protocol. Chief Secretary and DG and district level authorities will be responsible for monitoring, supervision and compliance of covid-19 guidelines.
8. If a candidate or political party violates any of the above guidelines, no more permission shall be given to the concerned candidate/party for rallies, meetings etc. If any star campaigner violates the COVID protocols, he shall not be allowed to campaign further in that constituency/district.
9. All polling personnel and election officials including the private persons engaged in the election duty shall be **double vaccinated** before taking their services.
10. Candidate/election agent/polling agent counting agent/driver etc. whoever is coming in contact with the public or election officials have to be **double vaccinated**.
11. One health worker to be appointed as COVID nodal officer for each Polling Station.
12. CS/DG and concerned DMs/SPs shall take enough preventive measures and make necessary arrangements to ensure that no poll related violence occurs during pre and post poll.
13. In the light of advisory issued by the Health Ministry of GoI, ECI will keep a close watch on the evolving situation and may further tighten the guidelines for the upcoming elections.



(SANJEEV KUMAR PRASAD)
SECRETARY



भारत निर्वाचन आयोग
Election Commission of India

निर्वाचन सदन
NIRVACHAN SADAN
अशोक रोड, नई दिल्ली - 110 001
ASHOKA ROAD, NEW DELHI - 110 001

No. 322/ECI/INST/FUNC/BIEN-LC /2016

Dated: 26th December, 2016

To

- The Chief Electoral Officers
1. Maharashtra, Mumbai,
 2. Uttar Pradesh, Lucknow,
 3. Bihar, Patna,
 4. Karnataka, Bangalore,
 5. Andhra Pradesh, Hyderabad.
 6. Telangana, Hyderabad.

Subject: Biennial/Bye-Elections to the Legislative Councils from Council Constituencies - by Graduates' and Teachers' and Local Authorities' Constituencies- MCC-instructions - regarding.

Sir,

I am directed to state that some experience during conduct of elections to Legislative Councils shows that there is lack of clarity with regard to applicability of provisions of Model Code of Conduct in such elections.

2 The Commission constituted a Working Group to examine the matter. The Commission, having considered the report of the Working Group and the matter in its entirety, has directed that all provisions of Model Code of Conduct for the political parties and candidates' shall apply *mutatis mutandis* in Biennial including Bye Elections to the State Legislative Councils from Graduates' & Teachers' Constituencies as well as Local Authorities' Constituencies. Consequently, various instructions issued by the Commission from time to time in clarification of the MCC provisions would also apply for such elections.

3. I am further to say that the following instructions of the Commission which have been issued from time to time to ensure level playing field and also to ensure that a party in power doesn't misuse its position for electoral gains, shall also be applicable in connection with Biennial/Bye Elections to the State Legislative Councils from Graduates' & Teachers' Constituencies as well as Local Authorities' Constituencies (from the date of announcement of election till the date of completion of election).

1 of 5

- I. Ministers, whether Central or State (including Chief Minister) may make official visit to any district(s) in which any Biennial/Bye-election from a Council Constituency is being held subject to the following conditions: -
 - a. They shall not do any inauguration/laying of foundation stones of any educational institution, which are constituents of Graduates' and Teachers' Constituencies.
 - b. Official visit shall not be combined with the election related work/tours.
 - c. There shall be no announcement of new policy programme/ policy likely to influence the graduates, the teachers and members of Local Authorities who form the electorate of the Constituencies going to poll.
- II. No official of any rank of the district(s) dealing with election related work where the biennial/bye-elections are being held shall be called to attend any meeting by any Minister at any place, even in another district, where election is not being held. Any official who meets the Minister on his private visit to the constituency where elections are being held shall be deemed to be guilty of misconduct under the relevant service rules; and if he happens to be an officer mentioned in Section 129 (1) of the Representation of People Act, 1951, he shall also be additionally considered to have violated the statutory provisions of that section and liable to penal action provided there under.
- III. No member of any Local Authority which forms part of the electorate of a Local Authorities' Constituency shall be called for any meeting/video conference by any Minister (in his capacity as Minister). Routine meetings of the Local Bodies, when essential, may be held with the prior permission of the District Election Officer of the District concerned.
- IV. No pilot car(s) or other car(s) with beacon lights of any colour or car(s) affixed with sirens of any kind making his presence conspicuous shall be used by any Minister during his private visit to the constituency, even if the State administration has granted him a security cover requiring presence of armed guards accompanying him on tour.
- V. No policy announcement or programme, which influences the electorate either directly or indirectly, shall be initiated in the Government Departments till the completion of elections.

- VI. On need basis and in consultation with CEO of the state/ECI Observer, the DEO/RO should put in place for every tehsil a special video team to videograph political meeting at public places and to record visits of the Ministers and other important political functionaries. The ECI observer shall see the video recording in the evening of the same day so that he can report any violation to the Commission in prescribed format.
- VII. In case of elections from Local Authorities' Constituencies, the restrictions on "Official Tours" by Central & State Ministers will also be applicable to the use of any "Official Cars" by "Office Bearers" of Local Authorities, like, Mayors of Municipal Corporations, Presidents of Municipal Councils & Zilla Parishads. The use of official cars by them shall only be allowed for travel to & from Office to Residence.
- VIII. Public places such as maidans etc., for holding election meetings, and use of helipads for air-flights in connection with elections shall not be monopolized by the party in power. Other parties and candidates shall also be allowed to use them on first-cum-first served basis.
- IX. No fresh Sanction of work using the IT Platform to be used depending upon the MP/MLA/MLC schemes for work that would amount to influencing the electorate.
- X. There shall be a total ban on the transfer of Returning Officers and Assistant Returning Officers appointed for Biennial elections/bye-elections to State Legislative Councils after the announcement of elections and this ban will be in force till the completion of elections. The transfer orders in respect of the above officers issued prior to the date of announcement but not implemented should not be given effect to without obtaining the specific permission of the Commission. In those cases, where transfer of an officer is necessary on account of administrative exigencies, the State Govt. may with full justification approach the Commission for prior clearance.
- XI. In order to conduct free and fair elections to keep a check on adverse role of money power and to check the movement of black money during biennial elections/bye-elections to Legislative Council, the Standard Operating Procedure (SOP) issued on 29.05.2015, excepting deployment of Static Surveillance Teams, should be made applicable.

- XII. State and District Media Certification and Monitoring Committee (MCMC) shall be appointed, as prescribed in the Compendium of Instructions on Election Expenditure Monitoring, immediately on announcement of biennial/ bye elections for pre-certification of election advertisements as in case of TV Channels / Cable Network, Radio including private FM Channels, Cinema Halls, Audio-Visual displays in public place and social media and also monitoring the general conduct of political functionaries during campaign.
- XIII. The bulk SMSs/Voice messages on phone in election campaigning shall also be in the purview of pre-certification of election advertisements as in case of TV Channels / Cable Network, Radio including private FM Channels, Cinema Halls, Audio-Visual displays in public place and social media. The legal provisions, as applicable to other modes of electronic media shall also be applicable to bulk SMSs/ Voice messages.
- XIV. Under Section 29 of the Representation of the People Act, 1951 read with Rule 69 of the Conduct of the Election Rules, 1961, a place of poll is fixed for conducting poll in respect of election to the Council of States and the State Legislative Councils by MLAs. As per Section 135C, "dry day" is to be declared in Polling Areas and polling area is defined in Section 25 of the Representation of the People Act, 1951, which is applicable to elections from Constituencies i.e. for elections to Lok Sabha, Legislative Assemblies and elections to Legislative Councils from Graduates', Teachers' and Local Authorities' Constituencies.
- XV. The provision regarding prevention of misuse of vehicles and regulation of convoys during campaign period as in the case of elections to House of People / Legislative Assemblies shall be made applicable for Council elections also.
- XVI. Restriction on the presence of political functionaries in a constituency after the campaign period is over i.e., 48 hours before the closure of the poll as in the case of elections to House of People / Legislative Assemblies shall be made applicable for Council elections from Council Constituencies also.
4. In the context of certain queries that have been raised in this connection, it is clarified that: -
- (a) The practice of keeping the electors in hotels/resorts and other similar places during election period would amount to bribing of electors. It is clarified that

such practice shall be construed as violation of sub Para (4) of Para I-General Conduct of MCC apart from being violation of Section 171 B of IPC.

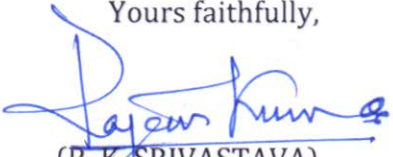
(b) The phrase 'the rest houses/dak bungalows or other Government accommodation' in paragraph (VII- (iii)) of MCC would also include *Guest Houses* of all institutions that are getting Government assistance in any form of grant-in-aid etc.

(c) With regard to paragraph (VII-(v) & (vi)) of MCC, it is clarified that these would be made applicable only with regard to the Graduates'/Teachers'/Local Authorities' Constituencies where the election is being held.

Kindly inform all concerned including all registered and recognized parties based in your state.

Please ensure compliance.

Yours faithfully,



(R. K. SRIVASTAVA)
SR. PRINCIPAL SECRETARY